

8/RCE

5-1-03

Hoyes

PTO/SB/30 (5/2000)
Approved for use through 10/01/2000 OMB
0851-0031

R quest for Continued Examination (RCE) Transmittal

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application filed on or
after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/839,941
Filing Date	4/20/01
First Named Inventor	Mark Philip D'Evelyn
Group Art Unit	2814
Examiner Name	Wai Sing Louie
Attorney Docket Number	RD-27,966-2

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice Interim Rule, 65 Fed. Reg. 14885 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

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2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for
a period of _____ months. (Period of suspension shall not exceed 3 months: Fee under 37 C.F.R. § 1.17(l) required)

b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17 (e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to
Deposit Account No. 07-0868.

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

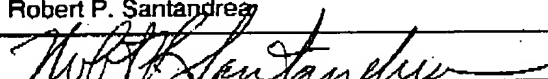
ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed.

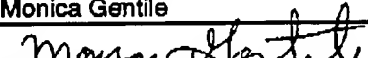
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Robert P. Santandrea	Registration No. (Attorney/Agent)	45072
Signature		Date	04/28/03

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: 4/28/03

Name (Print/Type)	Monica Gentile	Date	04/28/03
Signature			

CRD Pat. Form 3 (6/2000)

09/839,941

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To: TC 2800 AFTER FINAL

From: Bob Santandrea

ATTN: Examiner Wai Sing Louie

Atty. Docket No. RD-27,966-2

Group Art Unit 2814

Fax: 703-872-9319

Pages including this sheet: 9

Phone: 703-305-0474

Date: April 28, 2003

Re: RCE and Amendment for Application 09/839,941

• Comments:

Examiner Louie,

Thank you for the April 25 phone call. A Request for continued Examination and Amendment for Application 09/09/839,941 are attached. Please contact me at 518-387-6304 if you have any questions or suggestions.

Thank you for your consideration.

Bob Santandrea